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PTO/SB/21 (02-04) (AW 02/2004)

Approved for use through 7/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Total Number of Pages in This Submission 4 + 2 refs.+

Application Number 10/020,425

Filing Date December 7, 2001

First Named Inventor M. Oshima et al.

Art Unit 2137

Examiner Name Paul E. Callahan

Attorney Docket No. MTS-520US2

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	ENCLOSURES (Check all that apply	<i>(</i>)
Fee Transmittal Form Fee Attached	Drawing(s) Licensing-related Papers	After Allowance Communication to Group
Amendment/Reply After Final Affidavits/Declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application	Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation, Change of Correspondence Address Terminal Disclaimer Request for Refund CD, Number of CD(s)	Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Other Enclosure(s) (please identify below): Return postcard 2 references PTO Form 1449 European Search Report Credit Card Payment Form
Response to Missing Parts unde 37 CFR 1.52 or 1.53	Remarks:	
SIGNAT	URE OF APPLICANT, ATTORNEY OR A	GENT
Firm or Individual Name Jack J. Jankovitz	Registration No (Attorney/A	(gent) 42,690
Signature Date October 20, 2004	CA TRA	
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	simile transmitted to the USPTO or deposited with the to: Commissioner for Patents, P.O. Box 1450, Alexand	
Typed or printed name Fran Petrillo	D 1/)	
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PTO/SB/17 (10-03) (AW 09/2004)

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Name (Print/Type)		Jack J.	Jankovitz	PROPS	Attorney	y/Agenty	ملک	42,690		Telephone	(610) 407-0700		_ 1

Signature Date October 20, 2004

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MTS-520US2

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No:

10/020,425

Applicant:

M. Oshima et al. December 7, 2001

Filed: Title:

MARK FORMING APPARATUS, METHOD OF FORMING LASER

MARK ON OPTICAL DISK, REPRODUCING APPARATUS, OPTICAL

DISK AND METHOD OF PRODUCING OPTICAL DISK

TC/A.U.:

2137

Confirmation:

8994

Examiner:

Paul E. Callahan

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98 and to the duty of disclosure set forth in 37 C.F.R. § 1.56, the Examiner in charge of the above-identified application is requested to consider and make of record the references listed on the PTO 1449 (RP) submitted herewith. A copy of the references listed on the 1449 form is enclosed.

Although the information submitted herewith may be "material" to the Examiner's consideration of the subject application, this submission is not intended to constitute an admission that such information is "prior art" as to the claimed invention.

In accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made.

The following reference is not in the English language:

1) JP 01-243237

Reference 1) includes an English language abstract and was cited by a foreign patent examining authority in connection with the examination of a counterpart of the above identified application. A copy of this English language search

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MTS-520US2 PATENT

report, indicating the degree of relevance determined by the foreign patent office is submitted herewith. MPEP 609 IIIA(3), second paragraph.

A copy of Reference US 5,050,150 was cited in an Information Disclosure Statement filed December 7, 2001, and a copy of Reference EP 0549488 was cited in an Information Disclosure Statement filed May 23, 2003.

STATEMENT UNDER 37 C.F.R. § 1.97(e)

The undersigned hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

The required fee set forth in 37 C.F.R. § 1.17(p) is provided herewith.

Respectfully submitted

Daniel N. Caldel, Rog 27,424

Jack J. Jankovitz Reg. No. 42,690 Attorneys for Applicants

JJJ/fp

Enclosures:

PTO Form 1449 (2 sheets)

(#2) References

European Search Report

Transmittal Form Fee Transmittal

Credit Card Payment Form (\$180)

Dated:

October 20, 2004

P.O. Box 980 Valley Forge, PA 19482 (610) 407-0700

The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. **18-0350** of any fees associated with this communication.

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October 20, 2004

PTO/SB/08A (AW 4/25/03) (04-03)
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 1 of 2

	Complete if Known	
Application Number	10/020,425	
Filing Date	December 7, 2001	
First Named Inventor	Mitsuaki OSHIMA, et al.	
Art Unit	2137	
Examiner Name	Paul E. Callahan	
Attorney Docket No.	MTS-520US2	

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Examiner Initials*	Cite No.1	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ^{5 (If known)}	Publication Date (MM-DD-YYYY)	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T [¢]
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Examiner	Date	
Signature	Considered	
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^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.

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Applicant's unique citation designation number (optional).

See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04.

Enter Office that issued the document, by the two-letter code (WIPO Standard St.3).

For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

*kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible.

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 2 of 2

	Complete if Known	
Application Number	10/020,425	
Filing Date	December 7, 2001	
First Named Inventor	Mitsuaki OSHIMA, et al.	
Art Unit	2137	
Examiner Name	Paul E. Callahan	
Attorney Docket No.	MTS-520US2	

		NON-PATENT LITERATURE DOCUMENTS	_
Examiner Initials*	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T²
		European Search Report for EP 04020082, dated October 6, 2004	
Examiner Signature		Date Considered	<u></u>

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